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Serial No. 10/054,257

Resp. to Off. Act. of Feb. 12, 2007

UTILITY PATENT

B&D No. TN -2239

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Frederick R. BEAN et al.

Serial No.: 10/054,257

Examiner: P. Nguyen

Filed: January 22, 2002

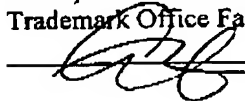
Group Art Unit: 3724

For: MITER SAW

Assistant Commissioner for Patents
Washington, DC 20231

RESPONSE TO OFFICE ACTION

I, Adan Ayala, PTO Reg. No. 38,373, hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office Fax No. (571) 273-8300 on 4-17-07


Adan Ayala

Dear Sir:

This is in response to the Office Action of February 12, 2007.

Currently pending in the application are Claims 1-7, 9-10 and 13-16.

The Examiner rejected Claim 13 under 35 USC § 103(a) as being unpatentable over US Patent No. 5,778,747 ("Chen") in view of US Patent No. 5,957,021 ("Meredith"). This rejection is respectfully traversed.

Claim 13 calls for a chop saw comprising a base assembly, and a saw assembly pivotably attached to the base assembly, the saw assembly comprising an upper blade guard, a plate rotatably attached to the upper blade guard, a lower blade guard rotatably attached to the plate,